

IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

CIVIL SECOND APPEAL No. 39 of 2001

M/S JAIN MARBLES
V/S
AJMER ELECTRICITY BOARD

Mr. SANDEEP SARUPARIA, for the appellant / petitioner

Mr. RAVI BHANSALI, for the respondent

Date of Order : 15.11.2006

HON'BLE SHRI N P GUPTA, J.

ORDER

Heard learned counsel for the appellant, and
perused the impugned judgments.

From the documents filed by the plaintiff along
with the suit, it is clear that the provisional assessment
was made, and was served on the appellant much before the
impugned letter dt. 20.1.1997. Both the learned courts
below have found the appellant to have not raised any
objection before the competent authority, and in my view,
rightly so. In that view of the matter, I do not find any
error in the findings of the learned courts below
dismissing the suit to be not maintainable.

The appeal thus does not involve any substantial
question of law. The same is, therefore, dismissed

/Sushil/

(N P GUPTA), J.